IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1234 OF 2007

Smt.Salma Jalal Mandal ...Applicant.

Versus

The State of Maharashtra ...Respondent.

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Mr.G.H.Keluskar, Adv. for the Applicant.
Mr.K.V.Saste, APP, for the State.

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CORAM : SMT.V.K.TAHILRAMANI,J.

DATED : 10th April, 2007.

P.C.:

1. Heard the learned Advocate for the Applicant and the learned APP for the State.

2. The applicant is seeking anticipatory bail in C.R.No.78 of 2007 of Bhiwandi Police Station. The said case is under Sections 342, 366(A), 372, 373, 324 of IPC and under Sections 3, 4, 5 and 6 of the Prevention of Immoral Traffic Act.

3. It is the prosecution case that the complainant Hajara aged 16 years was living in Bangladesh. She hails from a poor family. The complainant and her family came in contact with

one Jalaloo who told the parents of complainant that as they are very poor he would take the complainant Hajara with him to Mumbai and get Hajara work in Cloth Mill. Hence parents of the complainant sent her with the said Jalaloo. Jalaloo brought Hajara to Bhiwandi and he sold Hajara to the present applicant for Rs.1,20,000/-. It is the prosecution case that the applicant purchased Hajara from Jalaloo for Rs.1,20,000/-. Thereafter, the present applicant forced Hajara into prostitution. When Hajara Was at Bhiwandi, she was brutally beaten and given electric shocks. On account of this brutality, Hajara sustained injuries on her body. When the accused used to go out, they locked the room in which Hajara was kept from outside. Somehow, Hajara managed to escape on 23.3.2007 and she lodged her complaint with the police.

4. Mr.Keluskar, the learned Advocate for the applicant submitted that the applicant is a woman and at present she is pregnant. However, the facts of this case clearly reveals offence against a young girl of 16 years who was purchased by the applicant and thereafter brutally beaten and given

electric shocks and forced into prostitution by the applicant. In such case, I am not inclined to grant anticipatory bail to the applicant. The material on record clearly shows the involvement of the present applicant in heinous crime. Hence, application for anticipatory bail is rejected.

(SMT.V.K.TAHILRAMANI,J.)